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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

HAEFNER

Examiner:

Unassigned

Serial No.:

10/804,471

Group Art Unit:

3762

Filed:

JUL 2 6 2004

March 19, 2004

Docket No.:

GUID.608PA

(03-550)

Title:

MULTI-PARAMETER ARRHYTHMIA DISCRIMINATION

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to:, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 3 2004.

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b))

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Forms 1449 (5 sheets) are brought to the attention of the Examiner.

This statement should be considered because it is submitted either within three months of the filing date or before the first Office Action of the above-identified application. Accordingly, no fee is due for consideration of the items listed on the enclosed Forms 1449.

In accordance with 37 C.F.R. §1.98(a)(2), and the 05 August 2003 Official Gazette Notice, only a copy of each foreign document or non-U.S. patent/application listed on the enclosed Forms 1449 is provided.

App. Serial No. 10/804,471 Docket No. GUID.608PA

Information Disclosure Statement

Please note that any notations or markings on the attached documents do not

reflect particular relevance, or lack thereof, to the present application, nor were they

necessarily made by anyone affiliated with the prosecution of the present application.

No representation is made that a reference is "prior art" within the meaning of 35

U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131

or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants

do not represent that a reference has been thoroughly reviewed or that any relevance

of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the

provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the

attached Form 1449, marked as being considered and initialed by the Examiner, to the

undersigned with the next official communication.

Respectfully submitted,

Crawford Maunu PLLC

1270 Northland Drive

Suite 390

St. Paul, MN 55120

651/686-6633

Date: July 21, 2004

Mark A. Hollingsworth

Reg. No. 38,491

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Date Mailed: July 22, 2004

| FORM 1448* INFORM | ATION DISCLOSURE STATEMENT | Docket Number: GUID.608PA (03-550) |
|-------------------|----------------------------|---------------------------------------|
| () | IN AN APPLICATION | Applicant: HAEFNER |

(Use several sheets if necessary)

Application Number:

10/804,471

Filing Date: 3/19/04

Group Art Unit: 3762

| 4 LE aveni | | | U.S. PATENT DOCUMENTS | S | | |
|---------------------|--------------|----------|-----------------------|-------|----------|-------------------------------|
| EXAMINER INITIAL | DOCUMENT NO. | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | 6,622,046 | 09/16/03 | Fraley et al. | | | |
| | 6,615,083 | 09/02/03 | Kupper | | | |
| | 6,607,509 | 08/19/03 | Bobroff et al. | | | |
| | 6,564,106 | 05/13/03 | Guck et al. | | | |
| | 6,522,915 | 02/18/03 | Ceballos et al. | | | |
| | 6,512,940 | 01/28/03 | Brabec et al. | | | |
| | 6,438,410 | 08/20/02 | Hsu et al. | | | |
| - | 6,280,462 | 08/28/01 | Hauser et al. | | | |
| | 6,148,230 | 11/14/00 | KenKnight | | | |
| | 6,055,454 | 04/25/00 | Heemels | | | |
| | 6,044,298 | 03/28/00 | Salo et al. | | | |
| | 5,957,956 | 09/28/99 | Kroll et al. | | | |
| | 5,916,243 | 06/29/99 | KenKnight et al. | | | |
| | 5,895,414 | 04/20/99 | Sanchez-Zambrano | | | |
| | 5,827,326 | 10/27/98 | Kroll et al. | | | |
| | 5,724,984 | 03/10/98 | Amold et al. | | | |
| | 5,704,365 | 01/06/98 | Albrecht et al. | | | |
| | 5,697,953 | 12/16/97 | Kroll et al. | | | |
| | 5,662,688 | 09/02/97 | Haefner et al. | | | |
| | 5,641,326 | 06/24/97 | Adams | | | |
| | 5,634,938 | 06/03/97 | Swanson et al. | | | |
| | 5,620,466 | 04/15/97 | Haefner et al. | | | |
| | 5,603,732 | 02/18/97 | Dahl et al. | | | |
| | 5,545,202 | 08/13/96 | Dahl et al. | | | |
| | 5,531,779 | 07/02/96 | Dahl et al. | | | |
| , , | 5,468,254 | 11/21/95 | Hahn et al. | | | |
| | 5,441,518 | 08/15/95 | Adams et al. | | | |
| | 5,439,482 | 08/08/95 | Adams et al. | | | - |
| | 5,411,539 | 05/02/95 | Neisz | | | |
| | 5,411,525 | 05/02/95 | Swanson et al. | | | |

DATE CONSIDERED **EXAMINER**

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

FORM 1449* INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

GUID.608PA (03-550) IN AN APPLICATION

Applicant: HAEFNER

Docket Number:

Application Number:

10/804,471

Filing Date: 3/19/04

Group Art Unit: 3762

| | _ | | U.S. PATENT DOCUMENTS | | | |
|---------------------------------------|--------------|------------|-----------------------|-------|----------|-------------------------------|
| EXAMINER INITIAL | DOCUMENT NO. | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | 5,411,031 | 05/02/95 | Yomtov | | | |
| | 5,397,342 | 03/14/95 | Heil, Jr. et al. | | | |
| | 5,391,200 | 02/21/95 | KenKnight et al. | | | |
| | 5,388,578 | 02/14/95 | Yomtov et al. | | | |
| | 5,376,106 | 12/27/94 | Stahmann et al. | | | |
| | 5,372,606 | 12/13/94 | Lang et al. | | | |
| | 5,366,496 | 11/22/94 | Dahl et al. | | | |
| · · · · · · · · · · · · · · · · · · · | 5,360,442 | 11/01/94 | Dahl et al. | | | |
| - | 5,331,966 | 07/26/94 | Bennett et al. | | | |
| · · · · · · | 5,314,459 | 05/24/94 | Swanson et al. | | | |
| | 5,314,430 | 05/24/94 | Bardy | | | |
| | 5,313,953 | 05/24/94 | Yomtov et al. | | | |
| | 5,301,677 | 04/12/94 | Hsung | | | |
| · . | 5,300,106 | 04/05/94 | Dahl et al. | | | |
| | 5,292,338 | 03/08/94 | Bardy | | | |
| | 5,284,136 | 02/08/94 | Hauck et al. | | | |
| | 5,261,400 | 11/16/93 | Bardy | | | |
| | 5,230,337 | 07/27/93 | Dahl et al. | | | |
| | 5,209,229 | 05/11/93 | Gilli | | | |
| | 5,203,348 | 04/20/93 | Dahl et al. | | | |
| · | 5,179,945 | 01/19/93 | Van Hofwegen et al. | | | |
| | 5,170,784 | 12/15/92 | Ramon et al. | | | |
| | 5,133,353 | 07/28/92 | Hauser | | | |
| - | 5,036,849 | 08/06/91 | Hauck et al. | | | |
| · · · · · · · · · · · · · · · · · · · | 4,953,551 | 09/04/90 | Mehra et al. | | | |
| | 4,562,841 | 01/07/86 | Brockway et al. | | | |
| | 6,480,733 B1 | 11/12/2002 | Turcott | | | |
| J. 180 | 6,415,174 B1 | 07/2/2002 | Bebehani et al. | Ì | | |
| | 6,409,675 B1 | 06/25/2002 | Turcott | | | |
| | 6,491,639 B1 | 12/10/2002 | Turcott | | | |

DATE CONSIDERED **EXAMINER**

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

| FORM 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION | | Docket Number: GUID.608PA (03-550) | Application Number: 10/804,471 |
|---|-----------------------------------|---------------------------------------|--------------------------------|
| | | Applicant: HAEFNER | |
| | (Use several sheets if necessary) | Filing Date: 3/19/04 | Group Art Unit: 3762 |

| | | | U.S. PATENT DOCUMEN | TS | | |
|---------------------|--------------|------------|---------------------|-------|----------|-------------------------------|
| EXAMINER INITIAL | DOCUMENT NO. | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | 5,318,597 | 06/07/2004 | Hauck et al. | | | |
| | 5,540,727 | 07/30/1996 | Tockman et al. | | | |
| | 5,836,987 | 11/17/1998 | Baumann et al. | | | |
| | 5,545,202 | 08/13/1996 | Dahl et al. | | | |
| | 6,221,011 | 04/24/2001 | Bardy | | | |
| | 6,270,457 | 08/07/2001 | Bardy | | | |
| | 6,277,072 | 08/21/2001 | Bardy | | | |
| | 6,280,380 | 08/28/2001 | Bardy | | | |
| | 6,312,378 | 11/06/2001 | Bardy | | | |
| | 6,336,903 | 11/08/2002 | Bardy | | | |
| | 6,358,203 | 03/19/2002 | Bardy | | | |
| | 6,368,284 | 04/09/2002 | Bardy | | | |
| | 6,398,728 | 06/04/2002 | Bardy | | | |
| | 6,440,066 | 08/27/2002 | Bardy | | | |
| | 2003/0212436 | 11/13/03 | Brown | | | |
| | 2003/0097153 | 05/22/03 | Bardy et al. | | | |
| | 2003/0088286 | 05/08/03 | Ostroff et al. | | | |
| | 2003/0088283 | 05/08/03 | Ostroff | A | | |
| *** | 2003/0088282 | 05/08/03 | Ostroff | | | |
| | 2003/0088281 | 05/08/03 | Ostroff et al. | | | • |
| | 2003/0088280 | 05/08/03 | Ostroff | | | |
| | 2003/0088279 | 05/08/03 | Rissmann et al. | | | |
| | 2003/0088278 | 05/08/03 | Bardy et al. | | | |
| | 2003/0069609 | 04/10/03 | Thompson | | | |
| | 2003/0045904 | 03/06/03 | Bardy et al. | | | |
| | 2003/0036778 | 02/20/03 | Ostroff et al. | | | |
| , | 2003/0023175 | 01/30/03 | Arzbaecher et al. | | | |
| • | 2003/0004552 | 01/02/03 | Plombon et al. | | | |
| | 2003/0004546 | 01/02/03 | Casey | | | |
| | 2002/0120299 | 08/29/02 | Ostroff et al. | | | |

| EXAMINER | DATE CONSIDERED |
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FORM 1449*
INFORMATION DISCLOSURE STATEMENT
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GUID.608PA (03-550)
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10/804,471

Applicant: HAEFNER
Filing Date: 3/19/04
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| | | | U.S. PATENT DOCUMENT | rs | | |
|---------------------|--------------|----------|----------------------|-------|----------|-------------------------------|
| EXAMINER INITIAL | DOCUMENT NO. | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | 2002/0107559 | 08/08/02 | Sanders et al. | | | |
| | 2002/0107549 | 08/08/02 | Bardy et al. | | | |
| | 2002/0107548 | 08/08/02 | Bardy et al. | | | |
| | 2002/0107547 | 08/08/02 | Erlinger et al. | | | |
| | 2002/0107546 | 08/08/02 | Ostroff et al. | | | |
| | 2002/0107545 | 08/08/02 | Rissmann et al. | | | |
| | 2002/0107544 | 08/08/02 | Ostroff et al. | | | |
| | 2002/0103510 | 08/01/02 | Bardy et al. | | | |
| | 2002/0095184 | 07/18/02 | Bardy et al. | | | |
| | 2002/0091414 | 07/11/02 | Bardy et al. | | | |
| · | 2002/0082658 | 06/27/02 | Heinrich et al. | | | |
| | 2002/0072773 | 06/13/02 | Bardy et al. | | | |
| <u>"</u> | 2002/0068958 | 06/06/02 | Bardy et al. | | | |
| - | 2002/0052636 | 05/02/02 | Bardy et al. | | | |
| | 2002/0049476 | 04/25/02 | Bardy et al. | | | |
| | 2002/0049475 | 04/25/02 | Bardy et al. | | | |
| | 2002/0042634 | 04/11/02 | Bardy et al. | | | |
| - | 2002/0042630 | 04/11/02 | Bardy et al. | | | |
| * | 2002/0042629 | 04/11/02 | Bardy et al. | | | |
| | 2002/0035381 | 03/21/02 | Bardy et al. | | | • |
| | 2002/0035380 | 03/21/02 | Rissmann et al. | | | |
| | 2002/0035379 | 03/21/02 | Bardy et al. | | | |
| ,,; | 2002/0035378 | 03/21/02 | Bardy et al. | | | |
| | 2002/0035377 | 03/21/02 | Bardy et al. | | | |
| | 2002/0035376 | 03/21/02 | Bardy et al. | | | |

| EXAMINER | DATE CONSIDERED |
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Date Mailed: July 22, 2004

Sheet 5 of 5

| FORM 1449* INFORMATION DISCLOSURE STATEMENT | Docket Number: GUID.608PA (03-550) | Application Number: 10/804,471 |
|---|---------------------------------------|-----------------------------------|
| IN AN APPLICATION | Applicant: HAEFNER | |
| (Use several sheets if necessary) | Filing Date: 3/19/04 | Group Art Unit: 3762 |

| | | FC | REIGN PATENT DOCUMENT | s | | | |
|------|---|--|--|----------------|----------|-----------------|--------------|
| | DOCUMENT NO. | DATE | COUNTRY | CLASS | SUBCLASS | ASS TRANSLATION | |
| | WO 92/20402 | 26 Nov. 1992 | wo | | | YES | |
| | ОТН | R DOCUMENTS | (Including Author, Title, Date, | Pertinent Page | s, Etc.) | | |
| | Renee Hartz et al., New Approach to Defibrillator Insertion, J. Thoracic Cardiovascular Surgery, Vol. 97, pp. 920-922 (1989). | | | | | | |
| | System, An | n. Heart J., Vol. 1 | nD et al., Submammary Implant 26, pp. 1222-1223 (Nov. 1993) | | | | |
| | John C. Sc Stimuli, IEI | John C. Schuder et al., Transthoracic Ventricular Defibrillation in the Dog with Truncated and Untruncated Exponential Stimuli, IEEE Trans. On Bio-Medical Engin., Vol. BME-18, No. 6, pp. 410-415 (Nov. 1971). | | | | | |
| 1. " | John C. Sc Am. J. of C | John C. Schuder et al., Ventricular Defibrillation in the Dog Using Implanted and Partially Implanted Electrode System Am. J. of Cardiology, Vol. 33, pp. 243-247 (Feb. 1974). | | | | | Systems, |
| | John C. Schuder et al., Experimental Ventricular Defibrillation with an Automatic and Completely Implanted System, Trans. Am. Soc. Artif. Int. Organs, Vol. 16, pp. 207-212 (1970). | | | | | | ystem, |
| | Karel Smits Supplemen | Karel Smits & Marek Malik, Defibrillation Threshold (DFT) Model of a Fully Subcutaneous ICD System, Europace Supplements, Vol. 2, June 2001 at column 778, page B83. | | | | | |
| | Meditsinska | Stirbis et al., Optmizing the Shape of Implanted Artificial Pacemakers, Kaunas Medical Institute. Translated from Meditsinskaya Tekhnika, No. 6, pp. 25-27 (1986). | | | | | |
| | Charles T. Mechanica | Charles T. Leng et al., Lead Configuration for Defibrillator Implantation in a Patient with Congenital Heart Disease and a Mechanical Prosthetic Tricuspid Valve, PACE, Vol. 24, No. 8, pp. 1291-1292 (Aug. 2001). | | | | | |
| | Park & Poll Arising from | Park & Pollock, Use of an Implantable Cardioverter Defibrillator in an Eight-Month-Old Infant with Ventricular Fibrilla Arising from a Myocardial Fibroma, PACE, Vol. 22, No. 1, pp. 138-139 (Jan. 1999). | | | | | Fibrillation |
| | Rainer Gradaus M.D. et al., Nonthoracotomy Implantable Cardioverter Defibrillator Placement in Children: Use of a Subcutaneous Array Leads and Abdominally Placed Implantable Cardioverter Defibrillators in Children, J. of Cardiovascular Electrophysiology, Vol. 12, No. 3, pp. 356-360 (March 2001) | | | | | | se of a |

| EXAMINER | DATE CONSIDERED |
|----------|-----------------|
| | |

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